

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

KNOBBE MARTENS OLSON & BEAR LLP 2040 MAIN STREET FOURTEENTH FLOOR IRVINE CA 92614

3/30/07

In re Application of:

WENG, LEE et al

Serial No. 10/633,726

Filed: Aug. 4, 2003

Docket: THERUS.007C1

Title:

CONTROLLED HIGH EFFICIENCY LESION FORMATION USING HIGH INTENSITY ULTRASOUND DECISION ON PETITION UNDER 37 CFR § 1.181

This is a decision on the petition filed Oct. 2, 2006 under 37 CFR 1.181 requesting withdrawal of the finality of the last Office action mailed Aug. 1, 2006.

The petition is Dismissed as moot.

The examiner was instructed to construe the petition as a request for reconsideration. In finding petitioner's points of argument persuasive, the requested relief is granted. In view of the examiner's action, decision on the petition is moot and is dismissed.

The application is being forwarded to the examiner via the Supervisory Patent Examiner of Art Unit 3768 for further processing. Any inquiry regarding this decision should be directed to Henry C. Yuen, Special Programs Examiner, at (571) 272-4856.

PETITION DISMISSED AS MOOT.

Frederick R. Schmidt, Director

Technology Center 3700